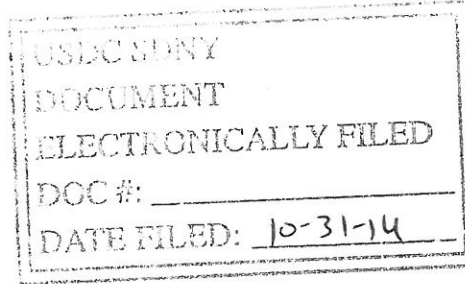


Dechert  
LLP



1095 Avenue of the Americas  
New York, NY 10036-6797  
+1 212 698 3500 Main  
+1 212 698 3599 Fax  
www.dechert.com

ANDREW J. LEVANDER

andrew.levander@dechert.com  
+1 212 698 3683 Direct  
+1 212 698 0483 Fax

October 29, 2014

BY ECF

Hon. Paul A. Crotty  
United States District Court  
500 Pearl Street  
New York, New York 10007

Re: Microsoft Corp. v. Acacia Research Corp., No. 13-cv-8275 (PAC)

Dear Judge Crotty:

Yesterday, Defendant Acacia Research Corporation ("ARC") filed a five-page letter responding to Plaintiff Microsoft Corporation's ("Microsoft") Supplemental Brief of October 21, 2014 (Dkt. No. 106). At the October 15, 2014 discovery conference, the Court requested that the parties each submit supplemental briefs on the common interest privilege issue no later than October 21, 2014. The Court did not authorize the parties to file responsive briefs. Nor did either party request such additional briefing. Nevertheless, because ARC has now filed a response to Microsoft's brief, which contains a number of misleading factual and legal assertions, Microsoft believes the Court will benefit if Microsoft responds. Microsoft therefore seeks the Court's permission to file a short responsive letter of no more than five pages by November 4, 2014.

Sincerely,

/s/ Andrew J. Levander

Andrew J. Levander

cc: All Counsel of Record (by ECF)

10/31/14

*This document and motion filed October 28, 2014  
are being returned to the parties as ~~unauthorized~~  
The motions will not be considered by the  
Court.*

*SO ORDERED  
Paul A. Crotty  
SDNY*

SO ORDERED:

HON. PAUL A. CROTTY  
UNITED STATES DISTRICT JUDGE